LAST CALL MAYOR IS WAITING

REMNANTS

A great many of those remnants (Dress Goods, Velvets and Silks) are still unsold.

We have increased the assortment and decreased the prices - a combination that should interest you.

We invoice this week, and must not carry these goods.

L. S. Ayres & Co.

A STAR ACT We might claim

that for our performance in every department of our establishment, but when we go to talk

CARPETS *

It is not necessary, for when people think of Carpets, they say, why

ASTMAN, SCHLEICHER

& LEE Window Bargain Sale Every Monday.

ART EMPORIUM.

DRAWING **PAPERS**

THE H. LIEBER COMPANY, 33 South Meridian Street.



000000 DALTON, HIGH-CLASS HATTER, **Bates House** 8000000

HE HAS RECEIVED NO CALL.

Rev. J. A. Milburn Denies the Statement of a Call to Washington.

Rev. J. A. Milburn says the report that he had received a call from the New Yorkavenue Presbyterian Church, of Washington, is not true. He says he has received no communication from the committee inlicating that such would be the case. A special dispatch from Washington says:

"The telegraphic statement that Rev. J. A. Mliburn, of the Second Presbyterian Church, of Indianapells, has been called to the New York-avenue Presbyterian Church, of this city, is denied to-day on behalf of the committee selected to make a selection. The committee has not yet made a choice."

Irvington News. The second section of the ladies of the. Downey-avenue Church gave an entertainment in the church parlors last night called "An Evening in Dixie." The programme ensisted of a song, "I'm Goin' from the Cotton Fields," by Prof. T. C. Iden; a recitation, "The Darkey Bootblack," by Miss Galvin; song, "Four Little Coons," by children's quartet; recitation, "Aunt Sylvia and Geography," by Miss Gilbert; quartet, "Swing Low, Sweet Chariot;" recitation, "How Mose Counted the Eggs," by Miss Graham; solo, "Swanee River," Mrs.

Dan Leslie.

The cadet drill attracts visitors to the symmasium every Tuesday and Thursday afternoon. Col. Defrees has appointed the afternoon. following staff of officers, according to merit: Captain, Henry Mann; first lieutenant, Arthur Carpenter; second lieutenant, George Knoepper; first sergeant, Harbert N. Berg; second sergeant, Mr. Smith; third sergeant, Omar Wilson; first corporal, Herbert Goe; second corporal, Mr. Cunning-

Athletic Association Election. The Butler University Athletic Associazion held its annual meeting, at which the following slate, prepared by a combination of the Delta Tau Deltas. Phi Delta Thetas. "Barbarians" and two members of the fac-ulty, was elected: President, W. Blount; secretary, J. Davis: treasurer, J. Lister; manager football team, C. Culbertson; manager baseball team, A. Cunningham; captain baseball team, M. Beville. It had been expected that the meeting would create some excitement, as the combination was formed with the express purpose of freezing out the Sigma Chis, who so successfully managed athletic affairs during the past season, but the slate was elected without opposition.

Fine Residence Sold. Charles Maguire yesterday disposed of his residence property, located on Pennsylvania street between St. Clair and Pratt streets, to Frederick Ostermeyer. The consideration

CONSULTED BOARD OF WORKS, BUT HAS TAKEN NO ACTION.

Speculation Still Rife as to What th Final Ontcome of the Investigation Will Be.

The report of the Merritt investigating committee upon the affairs of the Department of Public Works was freely discussed yesterday about the city offices, but little was heard of it upon the streets. The average person regards the report as rather a "tame" document and not in harmony with the great cry that was raised at the time the committee was hearing evidence. Lawyers say it would be impossible to impeach any member of the city administration upon the report of the committee's work. It is the common belief that should Mr. Denny decide to make any removals it will be for political reasons, in response to the demands of the committee, and not for any serious mistakes or negligence. The most which the report shows was that several mistakes were made, no more, however, than are likely to occur n any business where so large a work

Mayor Denny is as mute regarding the report as he was about his appointments when first elected. He asks time for consideration before speaking. Yesterday he held a short conference with the board. but it is said that the question of removals was not broached. It is conceded that the committee has placed Mr. Denny in a very close place. If he makes any removals it will be upon the unwritten wish of the committee, and not upon the report, and he will have to bear the blame that may follow. The members of the board have no intention of resigning. They say the report of the committee does not reflect upon them, but their resignations at

the report of the committee does not reflect upon them, but their resignations at this time would be a reflection. These men feel that they have done a great deal for the city in the matter of sewer work and reducing the cost of pavements, for which the committee has failed to credit them. They also feel that the report was not altogether fair, for several mistakes attributable to subordinates are put on them. So, under these circumstances, they feel no inclination to resign, unless the Mayor should demand it.

The city engineer does not intend to resign. He is very well satisfied with the report, except that he says it does him am injustice in two or three respects. He says he has not been easy with contractors, but has treated them all in a business-like manner. He acknowledges that it was perhaps a breach of official etiquette for him to accept favors from dealers in material used in public work, but he adds that his motives were honest and he was acting for the good of the city. Mr. Denny, a few weeks ago, thought the investigation threw a bad light upon the affairs of the street commissioner's office, but the committee has exonerated Mr. Fisher to a great extent, and his resignation is not now considered as a probability. Mr. Fisher has not the least intention of resigning. The board in its recent annual report commended both him and Mr. Brown for their services. As these two offices are under the control of the board it is hardly probable that the board will ask for the resignations of the two officials after speaking so favorably of their work. Jacob resignations of the two officials after speaking so favorably of their work. Jacob Scholl, the sprinkling inspector, seems to be the only one specially marked for dis-

missal.

A Journal reporter yesterday made a canvass of the city offices, and not a man could be found who would express a desire to resign. Mr. Trusler, who was not investigated, denied intending to resign, and City Clerk Nixon has decided to hold on to his position. There seems to be a general impression that some one must resign, and the reporter tried to find the some one, but failed.

Cost of the Committee's Work. The Merritt investigating committee cost the city \$485.65. August Diener was allowed \$1.75 for cutting a section of the West Washington-street cement pavement for the examination of the committee. Miss Grace Briggs presents a bill of \$39.60 for taking a short-hand report of the proceedings and making transcripts of the same. A. Taylor & Co. ask \$444.30 for doing more of the same kind of work.

MR. RAUH'S WATER WORKS PLAN,

It Is to Have Local Capitalists Guy Plant for City's Use. The Council committee which will recommend the purchase of the Water Company's plant and the bringing of that property under municipal control is still at work upon a plan whereby they think it will be possible for the city to make the purchase without violating the two-per-cent, indebtedness clause of the Constitution. Mr. Rauh, of the committee, is the most interested in the proposed purchase, although all other members of the committee are heartily in favor of it. Mr. Rauh has been heartlly in favor of it. Mr. Rauh has been figuring upon a plan by which he thinks it will be possible to make the purchase at the present, without asking for an amendment to the Constitution, so as to increase the debt, or for special permission to issue bonds necessary to cover the purchase price. Mr. Rauh's scheme is the same as was proposed once before, but he refuses to give the exact terms upon which he hopes to see the purchase made.

The plan is to have the money raised by local capitalists. Mr. Rauh claims to have already \$500,000 guaranteed, and he thinks \$800,000 will be sufficient with which to make the purchase. The city can raise at present about \$200,000 without violating the Constitution. With this it is proposed to make the first payment upon the plant. The local capitalists will supply the remainder of the funds, take a mortgage upon the plant and agree to surrender it mainder of the funds, take a mortgage upon the plant and agree to surrender it at any time the city may desire. The rate of interest upon the money to be advanced by the local capitalists is to be fixed at 4 or 5 per cent., so think the members of the committee. One proposition is for the capitalists to conduct the affairs of the plant and turn over to the city all of the income, after deducting 5 per cent. for the use of their money. Another proposition is for the money lenders to merely advance the money and receive interest upon their money and let the city run the plant. Mr. Rauh says that the plans are not quite complete yet, but he hopes to be able to make a definite report to the Council at the next meeting. Mr. Rauh declines to give at present the names of the men with whom he is figuring.

URGES A NEW BUILDING.

Mayor Denny Sends a Telegram to Congressman Bynum. Mayor Denny yesterday sent the following telegram to Congressman Bynum, relating to the appropriation for a new federal build-

ing in this city: "A new public building at this place is absolutely necessary to the prompt and proper transaction of public business. The government offices are now scattered over the city in buildings illy adapted for the purposes. The public have been subjected to great inconvenience for several years by reason of insufficient room for the prompt dispatch of public business. Our present building was built before the war, when our population was but eighteen thousand; now it has reached 150,000, and is increasing more rapidly than at any time in its history. A much larger and more modern building has long been a public necessity."

Fire Department Appointments The Board of Safety yesterday appointed Sam Dorsey, colored, to membership in the fire department, to take the place in No. 9's hose company, left vacant by the death of Samuel Taylor. M. R. Buchanan was ap-pointed a substitute fireman. The bills of the department for January were also al-

Uphold Dr. Edenharter. The following resolutions offered by Dr. Wishard, were passed unanimously at a large meeting of the Marion County Medical Society last evening:

"Whereas, Certain charges have been recently made regarding the management of the Central Indiana Hospital for the In-sane by a discharged employe, and, sane by a discharged employe, and,

"Whereas, Such charges were not made
until more than six months after the discharge of the employe making them, and
were evidently made through personal spite
and at a time when they were supposed
to have political effect. Therefore,

"Resolved, That the Marion County Medical Society avow its disapproval of efforts
of this kind to disturb the harmonious
working of public institutions; also, that
this society expresses its high opinion for
the executive and professional ability of
the superintendent and medical officers in
charge of the Central Hospital for the Insane and that it is the opinion of this

society that the Central Indiana Insane Hospital is efficiently and capably managed and that it has been placed by the officers now in charge upon a very high plane of usefulness and efficiency."

RESULT OF DR. LUCAS'S WORK. Increased the Membership of His

Church from 590 to an Even 1,060. Rev. D. R. Lucas gave some interesting statistics to his congregation Sunday morning in his last sermon to them as their regular pastor. Mr. Lucas came to the Central Christian Church Sept. 1, 1888 and has been with the church just six and one-half years. At the time he began his work there were 590 members. He has added to the membership by baptism 205 and by letter 419, making a total membership of 1,214. There have been 179 letters of dismissal given and 43 members have died, which showed the membership previous to last Sunday to be 992. Last Sunday morning there were thirteen additions to the church and five letters of dismissal given. This leaves the membership

at present an even 1,000. Since Mr. Lucas came the old church property at the corner of Delaware and Ohio street has been sold and the new lot bought and a church built at the corner of Delaware and Walnut. This edifice was dedicated April 16, 1893. Mr. Lucas las other statistics connected with h's work here. He has conducted 186 funerals and here. He has conducted 186 funerals and performed the marriage rite for 168 couples. In a conversation Mr. Lucas said he had always had a good many weddings. When he first went in the ministry he was in Benton county and the only minister in the county, consequently he had about all the veddings for miles around. One of the busiest 'wedding' days he ever had was in Benton county where he drove forty miles and married three couples, taking breakfast with one, dinner with another and supper with one, dinner with another and supper with the third. In this city he has held funeral services for nine members of the same family at different times.

Mr. Lucas expects to re-enter the life of as evangelist, he having followed that life for ten years at an early period. He will also do some literary work. He has a story now running as a serial in the Christian Standard, called "Dan-Eber." After it is completed in the Standard it will appear in book form. The story takes up the Biblical lines which make it somewhat a sequel to Ben-Hur. Mr. Lucas has had a varied experienc. He began his ministry as chaplain in the army, he conducted a school, built Drake College at Des Moines, Ia., was for ten years an evangelist, organized the Oxford Tribune and a paper in Chicago, both of which are still in existence, and had been pastor of three other congregations before coming here. While an evangelist he wrote 179 hymns, had them set to music and with a few of the old hymns, compiled a book, called "Apostolic Hymns," to use in connection with his evangelical work, which was largely with "The Acts of the Apostles." as evangelist, he having followed that life

GRAND ARMY RECEPTION.

Governor Matthews Greets the Veterans and Speaks of Their Strike Offer.

The meeting of the members of the Grand Army posts of the city and ladies, at Grand Army Hall, last evening, which was intended to be in honor of the State officers and members of the Legislature who are veterans of the late war, did not meet the expectations of its promoters, because of the Republican caucus which prevented a large number from attending. In other respects it was a very great success. Gov. Matthews was present by special invitation. Commander Galvin, of Sheridan Post, presided. Past Department Commander Walker made an address of welcome. Gov. Matthews was introduced and received a most cordial greeting. Among other things he recounted the visit of the three hun-dred Grand Army men to him one evening last July, with their resolutions and their tender of their services to assist him in

executing the laws.

"I shall never forget that occasion," said the Governor, with evident emotion, "nor the faces of these men and the grasp of their hands. I felt that there had come to my aid a force which could have a potential influence upon public sentiment; and I was not mistaken. The responses of a hundred Grand Army posts cleared the at-mosphere and crystallized public opinion for law and order."

Addresses followed by General Carnahan,
Hon. C. J. Murphy of Evansville, ex-Lieut,
Gov. Hanna, Senators McCutchen and Boyd,
Adjutant-general Robbins and Commander

Johnson, of the colored post-all full of spirit and reminiscence. It was half-past 10 when the meeting was closed with a general handshaking with Governor Matthews.

Lost a Purse and \$100. Mrs. Lula Grady, of 407 West Second street, dropped a purse on the street yesterday afternoon, which she claims contained something over \$100. She was passing along Washington street, in front of Charles Mayer's store, when she discovered that the purse was gone and she says she knows that she had it only a few minutes before. She reported the matter to patrolman Panse, at the corner of Washington and Illinois streets, but by that time some one had picked up the purse and made off with it. The lady was too excited to explain anything to the officer and it could not be learned whether or not and it could not be learned whether or not she saw any one who might have secured

Ella York Knocked Down by a Horse, Another lady was knocked down by reckless driving yesterday afternoon. Ella York was crossing the street at the foot of the Virgina-avenue viaduct, when a horse driven by Charles Bowen, who was driving from the viaduct, struck the lady, knocking her down, but not seriously injuring her. Captain Campbell, who happened to be near at the time, placed the man under arrest. The Captain said that Bowen was not driving so fast at the time, but that he was very careless, not having his horse under control and could not stop him when he saw that he was about to run over the lady.

Mrs. Emily Lowry Dead. Mrs. Emily Lowry died at the residence of her grandson yesterday afternoon at

3:15 o'clock. Mrs. Lowry was born in Cincinnati in 1823 and, while she has lived in this State many years, yet she has been a resident of this city only eighteen months. The Rev. Mr. Rouger, of the Christ Church, will read the burial service at the house to-day at 1:30 p. m. The interment will be at New Albany, where rest the remains of her husband, the late Major John A. Lowry. Mrs. Lowry leaves two sons and two grandsons

New Orders for Mail Carriers. After Feb. 1 the mail carriers will not be allowed to remain at the postoffice between trips. This new order issued by the government is for the purpose of preventing the mail carriers from working overtime. A room will be arranged in the federal building for the use of the carriers at such times as they are not required to be on duty. The new furniture for the mailing and carriers' room will arrive from Nor-wich, Conn., in a few days.

One of the cases of diphtheria which was treated with the anti-toxin serum has proved fatal. Johnnie Austin, of 88 North New Jersey street, had been afflicted with the disease for five days when he was given an injection of the serum by Drs. Potter and Edwards. The poison had been in the child's system too long, and, al-though three injections were made, the lit-tle fellow died.

Denconesses Elect Officers. The following officers were elected by the Protestant Deaconess Society at its last meeting: President, Rev. J. C. Peters; vice president, Rev. J. C. Marting; correspond-ing secretary, Rev. J. M. I. Sterns; record-ing secretary, August Aldag; financial sec-retary, Henry Klanke; treasurer, Gustav Schnull. The society is looking for a proper location where it may establish permanent headquarters.

Electric Light Combination. About one hundred representatives of electric-light companies from all parts of the State will meet at English's Hotel today to begin a two days' session. The object of the meeting is not announced, but it is supposed to be for the purpose of forming a combination to embrace all the companies in the State.

Acton Saloon Keeper Arrested. Isaac Brugunier, a saloon keeper at Acton, was arrested yesterday by the sheriff on a grend jury capies charging him with violation of the liquor law. He gave bond in the sum of \$300.

TALEOFMIXEDDRINKS

IT IS A BOOK, AND THE AUTHOR SUES ON AN ACCOUNT.

Sale of 500 Books Made to a Cincinnati Firm, but They Were Never Paid For.

Herbert W. Green, proprietor of the Denison House bar, is ex erlencing, for the first time, some of the woes of the successful author. A few months ago Mr. Green became known to the literary world through the medium of a volume entitled, "Mixed Drinks," which bore his autograph on the title page. The author was fortunate in disposing of five hundred copies of the book immediately after its publication to Mayer Bros., of Cincinnati. Yesterday, Mr. Green, with Frank H. Smith, his publisher, brought suit in the Superior Court to recover the purchase price of the installment sent to Mayer Bros. The plaintiff alleges that the defendants are indebted to them in the sum of \$250, which amount they have frequently demanded and have failed to secure. A second paragraph of the complaint prays for judgment in the sum of \$25 as payment for an advertisement inserted by Mayer Bros. on one of the pages of the

Temporary Restraining Order. Yesterday evening, late, Judge Bartholomew, sitting as special judge in Room 2, Superior Court, granted a temporary restraining order in behalf of Ingling, Mills & Wells against John W. Parkhurst, James H. Parkhurst and Mary E. McAlpin. It was set out that the plaintiffs, Dec. 28, 1894, purchased from defendants for \$3,000, their stock of goods and the good will of their business conducted at 135 South Meridian street, and known as the "Famous Stove Company." It was alleged, further, that the defendants entered into a contract with the plaintiffs, one of the provisions of the agreement being that for a period of five years the defendants would not engage in a similar business in this "terri-tory." It was further alleged that the de fendants were about to engage in the stove business "in this territory" in direct viola-tion of their contract. Judge Bartholomew's restraining order was made returnable to-

Hoffman Gets Seven Years. Albert Hoffman, charged with grand larceny and burglary, appeared in the Criminal Court yesterday, and, through his attorney, Willard Robertson, pleaded guilty to the charge. He was sentenced to the State prison for seven years by Judge Mc-Cray. Nearly a thousand dollars worth of diamonds and watches were produced as a result of Hoffman's operations in this city. In broad daylight he boldly en-tered a half dozen houses on the North Side and carried away articles of value. Frederick Holland was found guilty of petit larceny and sent to the workhouse for six months.

Arthur Bogardus, charged with criminal assault, was delivered up to the court by his bondsman, W. H. Ogborn. The accused was able to file another bond and was

An Old Case Settled. The case of Moodie Currier vs. Calvin A. Elliott was yesterday affirmed by the Supreme Court. This is the third time the case has been before the court in the last ten years. In the former appeals the judgment of the trial court was reversed, and this time is affirmed. The questions involved related to the rights of a husband and wife under the act of 1875. Currier was a large holder of real estate and failed. Judgments were taken against him, and an order for the sale of his real estate ordered. His wife claimed her portion of it, but died within the year allowed for redemption, and her husband then became, under the decision of the court, her sole heir. The Supreme Court, t is now said, has unraveled this tangled skein of justice.

Motion to Dismiss Somerby's Case. A motion was made in the Criminal Court yesterday to dismiss the Iron Hall cases against Freeman D. Somerby and seven other defendants for want of prosecution. The motion was entered by John C. Brush, as attorney for Freeman D Somerby, Mark C. Davis, Amos H. Hosmer, Joseph Glading, J. Henry Hayes, E. W. Rouse, C. H. Baker and J. H. Eckersley. The above named were indicted by the county grand jury Oct. 13, 1892, on the charge of fraudulently appropriating \$200,to their own use and for the benefit of Somerby's Philadelphia bank. After hearing a formal motion to dismiss Judge Mc-Cray named Saturday, Feb. 2, as a date

Stumbled Over Justice. The Supreme Court yesterday reversed a case from Wayne county, in which Sarah Baker, after a long trial, was given a judgment against the Richmond Cas Company for injuries received in a gas explosion. The ground for reversal was the simple one that, while the plaintiff shows that she was wholly without blame as a general thing, she falled to show that at this time she was without blame for contributory negligence. The opinion was written by Judge Hackney. The comments about the case were that the court had strained at a technicality and stumbled over justice.

Large Judgment in a 'Squire's Court. Yesterday afternoon Justice of the Peace W. S. Lockman gave judgment for what, he claims, is the largest sum of money ever given in a 'Squire's court here. It was for \$315, in favor of Hugo O. Pantzer against Anton C. Brinkman and Mary W. Brinkman, for the illegal holding of the former's real estate. The Brinkmans had leased property from Pantzer and had refused to give it up when the lease ran out, and Mr. Pantzer asked for judgment for \$500.

Claims Sick Benefits. Reuben Banks, colored, is the plaintiff in a suit to recover sick benefits from the trustees of the O. P. Morton Lodge of colored Old Fellows. The assertion is made that Banks, during the time covered by the claim, was not confined to the house and was able to pursue his usual avocation. The case is being tried before special Judge Bartholomew in Room 2, Superior Court

Verdict for \$250.

The Superior Court jury, in the case of Mary Gibson against the Citizens' Streetrailroad Company, yesterday found a verdict for the plaintiff, assessing the damages at \$250. Miss Gibson sued the company for \$10,000 for injuries received while rid-ing on a North Illinois-street car.

THE COURT RECORD.

Supreme Court. 17156. Richmond Gas Company vs. Baker. Wayne C. C. Reversed. Hackney, J.-1. The general allegation of freedom from contributory negligence is sufficient unless the specific averments show, notwithstand-ing the general allegations, that the plain-tiff was negligent, but the established rule in this State is that in all actions for negligence the plaintiff must allege not only the defendant's negligence in the act com-plained of, but that he was himself free from negligence contributing to the injury. 2. A fact not necessarily implied is not sufficiently alleged by alleging the fact which suggests it.

which suggests it.
17148. Davis vs. Taylor. Huntington C.
C. Affirmed. McCabe, C. J.—If the order of
the court, by which it is claimed the appellant was deprived of his title, was entered in a cause to which he was a party tered in a cause to which he was a party that adjudication was conclussive upon him and he could not be heard to question or assail it in a collateral way if the court rendering it had jurisdiction of the subject matter and the parties. But this rule only applies in general when the person sought to be concluded was a party to the adjudication. judication.

17342. Glessner, Administrator, vs. Clark, Administrator. Shelby C. C. Reversed. Monks, J.—A final settlement of an estate

may be set aside and reopened at any time within three years, for illegality, fraud or mistake in such settlement or in the prior poceedings.

1257—Moodie vs. Elliott. Marion S. C.
Affirmed. Jordan, J.—I. Principles of law established upon a former appeal of a cause to this court, so far as applicable, remains the law of the case throughout all of its subsequent stages and must be remains the law of the case throughout all of its subsequent stages and must be adhered to whether right or wrong, not only in the trial court but in this court on a second or any subsequent appeal. 2. Under the act of 1875 a purchaser at an executor sale can acquire as against the debtor's wife only an undivided two-thirds interest in the lands sold. 3. A party who sacks to overthrow a statute must affirm-

seeks to overthrow a statute must affirm-

atively establish that the same impairs her rights and is prejudicial thereto. 17081. Graves vs. Fligor. Kosciusko, C. C. Petition for rehearing overruled. 17466. Dawson Gidle vs. Overmeyer, Ad-ministrator. Fulton C. C. Certiorara granted.
17111. Wood vs. Clites. Porter C. C. Appellant's petition to reinstate.

Appellate Court. 1430. Fargo vs. Cutshaw. Washington C. C. Reversed. Reinhard, J.-1. The granting or refusal of leave to amend a pleading is largely within the sound discretion of the court, but when the justice of the case so clearly requires that leave should be granted, except where techinal defects so amended form a material character by introducing new parties, as in attachment suits, where the statutes must be strictly followed.

followed.

1065. Bengrot vs. State ex rel. DeKalb C. C. Affirmed. Ross, C. J.—1. Reasons assigned in a motion for a new trial must be sufficiently definite and specific that on appeal the error complained of may be readily found and the burden is upon the appellant to present a record which affirmatively shows the commission of an error readily found and the burden is upon the appellant to present a record which affirmatively shows the commission of an error by the court below prejudicial to the rights of the appellant, because all reasonable presumption is indulged in favor of the correctness of the ruling of the lower court. 2. No judgment shall be reversed where it shall appear that the merits of the cause under the issues properly joined have been fairly tried and determined by the court below.

1379. Coal and Coke Company vs. Reitz. Vanderburg C. C. Affirmed. Lotz, J.—1. In willful trespass and conversion the owner may recover his chattels in special so long as their identity can be determined, no matter how much value may have been added to them by the labor of the wrongdoer. If they have been converted he is entitled to the highest price at any time between the time of taking and conversion.

2. If the trespass is the result of a mistake the damages may be reduced by the value of the labor expended upon it. 3. Punitive damages only commence where full compensation ends and such damages lie exclusively in the discretion of the jury.

Superior Court.

Superior Court. Room 1-Vinson Carter, Judge Pro Tem. Lucinda Newsom vs. The Pennsylvania Railway Company; damages. Judy re-turned special verdict for plaintiff for \$300. Room 2-P. W. Bartholomew, Judge Pro

Mary Gibson vs. Citizens' Street-railroad Company; damages. Jury returned verdict for plaintiff, assessing damages at \$250.

William P. Adkinson vs. M. A. Lynch. Cause dismissed at defendant's cost.

Charles G. Waller vs. Melvin Strong; street improvement lien. Foreclosure and sale ordered.

Charles W. Wright vs. Maria C. Selzer; mechanic's lien. Judgment for \$18 against defendant. Foreclosure and sale ordered.

Ida D. Barker vs. Art Engraving Com-Ida D. Barker vs. Art Engraving Company; suit on note. Judgment against defendant for \$326.43.

Charles W. Wright vs. Charles Gualdine et al. Dismissed at defendant's cost.

Reuben Banks vs. Trustees O. P. Morton Lodge Odd Fellows; suit to collect sick benefit. On trial by jury.

Room 3-Lawson M. Harvey, Judge Pro Tem. Henry Clay Allen vs. Citizens' Street-railroad Company; account. On trial by

Edgar A. Brown, Judge. Jennie Burk vs. John C. Burk's Estate; claim. Dismissed at claimant's cost.
Murphy & Collier vs. McGorham's Estate; claim. Dismissed at claimant's cost.
Birdie Taylor vs. George Jasper's Estate; claim. Allowed for \$140 and costs.
Frank Mengis vs. Anna Hunt's Estate; claim. Allowed for \$57.65.
Renfhan, Long & Blackwell vs. Charles H. Carlon's Estate; claim. Allowed for \$240.

Flanner & Buchanan vs. Sarah Wilkinson's Estate: claim. Allowed by administrator for \$76. William M. Cochrane, Administrator, vs. Jacob N. Hollenberry's Estate; claim. Allowed by administrator for \$832. New Suits Filed.

Percy R. Chevalier vs. George F. Coit; suit on account. Superior Court, Room I. Herbert W. Green and Frank H. Smith vs. Emiel M. Mayer; suit on account. Superior Court.

RECEIVERS OF STOLEN GOODS.

Father and Son Alleged to Be Keepers of a "Fence."

William Wangen and his son Joe Wangen, who own a second-hand store at 108 South Illinois street, were arrested yesterday, charged with receiving stolen goods. They were reported by two young fellows, George Shopp and John Pierce, who were arrested Monday by Patrolman Dugan, as loiterers and proved to be full-fledged thieves. The boys would walk by a store about dusk, and quickly snatch a part of the display goods in front of the place. They confessed to the crime and said they had been selling their stolen property to the Wangens. At Wangen's place was recovered a various asshoes, trousers, patent ironing board and a guitar. The most of the stuff was stolen from George J. Kreitlein, of 248 West Wash-ington street, and O. J. Conra-, of 70 and 72 Massichusetis avenue. As usual, in such cases, the Wangens deny that they knew the goods were stolen, although they paid ridiculously low prices for the goods. The boys say they received only \$1.50 for fifteen pairs of pants.

High School Commencement. The midwinter commencement of the high schools will be held in Plymouth Church next Friday evening. The graduates are: From High School No. 1-Clara Adair, Isadore Bartholomew, Izora Brooks, Lida Cornwall, Bertie Cromer, Amelia De Motte, Laura Dewald, Katherine Godown, Motte, Laura Dewald, Katherine Godown, Frank Helskell, Edna Heller, Ralph Helm, Evangeline Hutchinson, Anna Jones, Hettie Joslin, Emille Kipp, Mary Marsee, Emy Martin, Elizabeth Miller, Nelle Moore, Glenn Morgan, Mattie Myers, Edna Nowland, Nora O'Harrow, Eleanor Porter, George Reeves, Kate Smith, Jessie Snyder, June Southern, Stella Sullivan, Helen Todd, Clara Twiname, Bertha Walker, Clara Wells, Nellie Whitson and Minnie Williams, From High School No. 2—Foshua Binkley. From High School No. 2—Joshua Binkley Mary Colter, Myrta Hobart, Linda Jose Winfield Lanfersick, James Manion, Cather-ine Pearce, Effic Reed and Lena Sloan.

Governor Matthews's Reception. The reception to be given by Governor and Mrs. Matthews to-night at the Statehouse is for the members of the Legislature, State officials, incoming and retifing for members of the boards in control of the State institutions, and a few persons of prominence, including General Harrison, Governor Porter and others. The reception is strictly invitational and all who come must present their cards at the east door. Custodian Griffin was busy yesterday decorating the nave of the Statehouse.

Insulted Ladies on the Street. Officer Milan arrested Frank Rice yesterday afternoon on a charge of insulting women on the street. Rice was seen by several people to be accosting ladies on Washington street and making insulting remarks to them. He was reported to the officer and was arrested.

Incorporated Yesterday. Articles of incorporation were yesterday filed with the Secretary of State as follows: Evansville Drug Company, capital stock, \$20,000; Wabash Fuel Company, capital \$75,000; Ashley Hotel Company, capital stock \$5,000; Maple Lawn Cemetery Association, Flora, Carroll county.

The Appellate Court yesterday set Jan. 31 for hearing oral argument in the case of the American Straw-board Works vs. Rollo M. Faust. Insure your home in the Glens Falls. Dr. Price's Cream Baking Powder

· Most Perfect Made A Watch as Large

As a Dinner Plate

Would be rather an inconvenient size to carry about. It is a burden to carry one weighing three or four ounces. Come and see us about exchanging your old one for a modern

Julius C. Walk, Luding Jewelers 13 Hast Washington St.

SOME REASONS FOR BUYING

- THE -

"Decker Brothers' PIANOS"

1. BECAUSE the firm of Decker Brothers have acquired and maintained since 1862 a national reputation as manufacturers of piano-fortes of 2. BECAUSE of the brilliant purity, sympathetic quality, delicacy,

elasticity and rich volume of the tone. 3. BECAUSE the quality of the Decker Brothers' Pianos does NOT 4. BECAUSE Messrs. Decker Brothers are skilled and trained piano

makers. 5. BECAUSE only the finest and most carefully selected material and the most skilled workmen, are employed in the manufacture of Decker Brothers' Pianos.

6. BECAUSE the Decker Brothers' Pianos stand in tune MUCH LONGER than any others. 7. BECAUSE Messrs. Decker Brothers have gained their reputation

by scientific and mechanical knowledge.

8. BECAUSE the Decker Brothers' Pianos can be purchased at the LOWEST PRICES consistent with the excellence of the skill, material and

labor employed in their manufacture.

9. BECAUSE the purchaser of a Decker Brothers' Piano receives the FULL VALUE of his money, and can always command a good price for the instrument if he wishes to sell it, EVEN AFTER YEARS OF USE.

We constantly carry a large assortment of these superb instruments in stock, and are always glad to show them to any one desirous of information, or wishing to buy.

Write for Illustrated Catalogue and Prices.

D. H. BALDWIN & CO.

95. 97 & 99 North Pennsylvania St.

Pianos for Rent Cheaper Than Any Other Place in the City.

EXCLUSIVE CHINA STORE

Reduction Sale continues. Big Bargains in everything every day in the week. See our prices to close out. 74 E. Washington street.

Fragrant, Exhilarating and Delightful Smokel

LEO REKEOOK

Manufactured by JOHN RAUCH.

Try It The Public Favorite. . . ,

N. B.

You that are cold go at once to the

FUR and CLOAK Store, 39 East Washington Street,

BOYD & JONES. No lack of Gas there-A Surplus of Heat there. THIS IS NO FICTION.

Go and see, and feel, and remember,

FURNACE to an architect. They are but men, subject to indifference, self-interest, prejudice, or a surfeit of dignity. We have been unable to get them to walk 500 feet and ex-

amine a furnace.

The Zephyr System gives you 50 per cent.
more heat with a pound of coal or a foot
of gas than any other—with heater of equal cost—also ventilate your residence or room (and takes the foul air to flue) and regulates the humidity. Comes in fifty sizes, styles and finish. See samples at 78 and 80 Massachusetts avenue. TURNER ZEPHYR STOVE COMPANY, 113 South Capitol Avenue. P. S.—"I would rather pay \$100 for a \$10 Zephyr Heater than use any other free of cost," more than one person has said and

in use, Montana to Massachusetts in-clusive.

COKE REDUCED

6c for LUMP per Bushel 8c for CRUSHED per Bushel TICKETS TO BE HAD AF

58 South Pennsylvania Street.

INDIANAPOLIS GAS COMPANY.

PRINCE ALBERT CIGAR

The oftener you smoke it the more you will appreciate it. It is made of nothing but the finest tobacco; it is unsurpassed for fragrance and delicacy of flavor, and no description can do justice to its merits. Smoke one for yourself and see.

LOUIS G. DESCHLER, Sole Agent, WHOLESALE AND RETAIL. Op. Postoffice and Bates House Cigar Stand.

"The Ralstons" F. Marion Crawford's new book, 2 vols., 12 mo (in a box), bound in polished buckram. Publishers' price, \$2; our price, in store, \$1.50, or \$1.70 by mail.

CATHCART, CLELAND & CO. 6 East Washington Street. INDIANAPOLIS, IND.

NOTICE-The annual meeting of the stockholders of the Fourteenth-street Saving and Loan Association will be held Friday evening. Feb. 8, 1895, 7:30 p. m., at office of association, northeast corner of Illinois and Thirteenth streets. SIDNEY M. DYER. Secretary.

NOTICE—Notice is hereby given that the firm of Young, Dildine & McMurray is this day dissolved by mutual agreement of the parties, and that the business will be continued and all accounts and bills receivable retained and collected and all debts paid by A. A. Young. Indianapolis, Jan. 29, 1895. A. A. Young, B. B. Dildine, W. B. McMurray.

FOR SALE. FOR SALE—Spring meter phonograph and complete outfit for schoolhouse concerts, cheap. A loud talker. 39 South Missis-

ANNOUNCEMENTS. ANNOUNCEMENT-Magnetic shi

FLANNER & BUCHANAN

FUNERAL DIRECTORS.

We have removed to new and commodious qualities. Perfect privacy and convenience assured.

Chapel and Morgue in charge of lady attendant. 172 North Illinois St.

DIED. LOWRY—Emily M., widow of Major John A. Lowry, Jan. 29, 1895, at 3:15 p. m. Burial service at the residence, No. 40 Woodruff Place, to-day (Wednesday), at 1;30 p. m.

MARRIED. MARRIED—On the evening of Jan. 8, at the bride's parents, No. 325 West Ninth street, Cincinnati, O., Mr. T. A. Sanders and Mrs. Elizabeth H. Mastern.

Interment at New Albany.

SOCIETY MEETINGS. MASONIC-Ancient Accepted Scottish Rite,
Meeting of Adoniram Grand Lodge of
Perfection this (Wednesday) evening, at
7:45 o'clock, for business.
N. R. RUCKLE, 33, T. P. G. M.
JOS. W. SMITH, Secretary.

LOST-Large pocketbook, Tuesday after-noon, at Union Station, with some blank policies of Pacific Mutual Life Insurance Company of California; with valuable re-ceipts worth nothing except to owner. Please leave at Union Station ticket of-

FINANCIAL. LOANS-Money on mortgages. SAYLES, 75 East Market street. LOANS—Sums of \$500 and over.

City property and farms.

C. E. COFFIN & CO., 90 East Market

MONEY TO LOAN-We have pienty of 6 per cent. money to loan on Indiana farms. C. N. WILLIAMS & CO., Craw-fordsville, Ind. MONEY TO LOAN—On farms at the lowest market rate; privileges for payment before due. We also buy municipal ronds. THOMAS C. DAY & CO., 72 East Market street, Indianapolis.

TO LOAN—We can accommodate you with a loan on your own terms in any amounts at low rates. Pay when you want. Call and see me. Will be glad to accommodate you. CHARLES W. GORSUCH, 15 Virginia avenue.

LOANS-6 per cent. money on improved real estate in this city only. (No loans made outside.) Bo.rower has the privilege of prepayment semi-annually. No delay. Reasonable fees. JOHN S. SPANN & CO., 25 East Market. WANTED-AGENTS.

WANTED—A first-class life insurance manager for Indiana. Good commissions and renewals. Address, O. E., Journal. WANTED-Agents make \$5 daily. Marvel-ous invention; retails 25 cents; two to six sold in a house; sample mailed free. FORSHEE & McMAKIN, Cincinnati, O. WANTED—Salesmen. We send samples, allow liberal salary and expenses or commission to proper applicants. Staple seller; three stores out of five will order. Address with stamp Lock Box 420, New York City. WANTED - Agents. Handle aluminum

goods and make money; sales quick; profits large; send 10 cents for sample in plush box; illustrated catalogue free. NOVELTY INTRODUCTION COMPANY, 209 State street, Chicago. WANTED-MISCELLANEOUS. WANTED—Consumers' Gas Trust stock, Union Trust stock, Indiana Trust stock, Hecla Mining stock, first mortgage notes. Money to loan, city and farm. D. H. Money to loan, city and farm WILES, Room 1, Vinton Block. WANTED-A partner, with small or large capital to open and operate a coal mine on Vandalia line, four miles west of city;

on Vandalla line, four miles west of city; 200 acres of excellent coal; two veins, five and seven feet thick, 50 and 150 feet deep, respectively; none but an experienced coal man wanted; splendid opportunity to right man. H. T. THORP, Union Station, Terre Haute, Ind. WANTED—A partner, with at least \$10,000, to open and operate a coal mine on
Vandalia line, four miles west of city;
200 acres of excellent coal; two veins, five
and seven feet thick, 50 and 150 feet deep
respectively; none but an experienced
coal man wanted; splendid opportunity to
right man. H. T. THORPE, Union Station, Terre Haute, Ind.

FOR RENT. FOR RENT-Store Rooms now occupied by Laurie & Co., corner of Meridian and Cir-cle; also Office Rooms up stairs to rent or lease for a term of years. C. E. REY-NOLDS & CO., 10 Circle.

PERSONAL-Ladies, to improve your complexion, use ANTI-FRECKLE, 35c by mall; sample free, W. P. HALLOCK, Harrisburg, Ill. At wholesale by A. Kiefer Drug Ce